

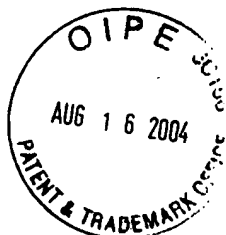


## UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/765,309	01/27/2004	Junji Nishii	10873.1394US01

23552  
 MERCHANT & GOULD PC  
 P.O. BOX 2903  
 MINNEAPOLIS, MN 55402-0903



CONFIRMATION NO. 9395

## FORMALITIES LETTER



\*OC000000012944077\*

Date Mailed: 06/14/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted***Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is **\$130** for a Large Entity

- **\$130** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

08/10/2004 ZJUHAR1 00000062 10765309

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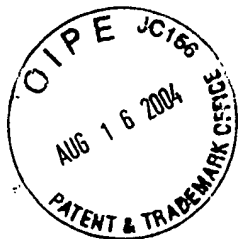
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: NISHII et al. Examiner: Unknown  
Serial No.: 10/765,309 Group Art Unit: Unknown  
Filed: January 27, 2004 Docket: 10873.1394US01  
Title: OPTICAL ELEMENT, OPTICAL CIRCUIT PROVIDED WITH THE OPTICAL ELEMENT,  
AND METHOD FOR PRODUCING THE OPTICAL ELEMENT



CERTIFICATE UNDER 37 CFR 1.10:

"Express Mail" mailing label number: EV 407260045 US  
Date of Deposit: August 16, 2004

I hereby certify that this paper or fee is being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Mail Stop MISSING PARTS, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

By:   
Name: David Ortiz

Mail Stop MISSING PARTS  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**23552**

PATENT TRADEMARK OFFICE

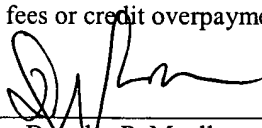
Sir:

We are transmitting herewith the attached:

- ☒ Transmittal Sheet in duplicate containing Certificate of Mailing
- ☒ Notice to File Missing Parts of Non-Provisional Application
- ☒ Certified copy of Japanese applications, Serial No. 2003-018990, filed January 28, 2003; Serial No. 2003-187105, filed June 30, 2003, the right of priority of which is claimed under 35 U.S.C. 119
- ☒ Signed Combined Declaration and Power of Attorney; Communication Under 37 C.F.R. §1.32(c)(3)
- ☒ Information Disclosure Statement, Form 1449, 4 References
- ☒ Check in the amount of \$130 for Missing Parts Completion Fee
- ☒ Return postcard

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers or any future reply, if appropriate. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. A duplicate of this sheet is enclosed.

MERCHANT & GOULD P.C.  
P.O. Box 2903, Minneapolis, MN 55402-0903  
612.332.5300

By:   
Name: Douglas P. Mueller  
Reg. No.: 30,300  
DPM/jh



IN 10/765,309

PATENT

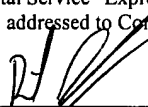
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: NISHII et al. Examiner: Unknown  
Serial No.: 10/765,309 Group Art Unit: 2872  
Filed: January 27, 2004 Docket No.: 10873.1394US01  
Title: OPTICAL ELEMENT, OPTICAL CIRCUIT PROVIDED WITH THE  
OPTICAL ELEMENT, AND METHOD FOR PRODUCING THE  
OPTICAL ELEMENT

CERTIFICATE UNDER 37 CFR 1.10:

"Express Mail" mailing label number: EV 407260045 US  
Date of Deposit: August 16, 2004

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By:   
Name: David Ortiz

COMMUNICATION REGARDING MISSING PARTS

Mail Stop MISSING PARTS

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

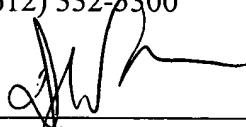
Dear Sir:

In connection with the above-identified application, enclosed please find the originally signed Combined Declaration and Power of Attorney. Also enclosed is our check in the amount of \$130.00 to cover the Missing Parts completion fee.

Respectfully submitted,

MERCHANT & GOULD P.C.  
P.O. Box 2903  
Minneapolis, MN 55402-0903  
(612) 332-5300

Dated: August 16, 2004

By:   
Douglas P. Mueller  
Reg. No. 30,300

DPM/jh

**23552**

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